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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/973,956	10/11/2001	Ronald W. Mink	044170-5052-01	7403
9629	7590	07/30/2004	EXAMINER	
MORGAN LEWIS & BOCKIUS LLP 1111 PENNSYLVANIA AVENUE NW WASHINGTON, DC 20004				SORKIN, DAVID L
ART UNIT		PAPER NUMBER		
		1723		

DATE MAILED: 07/30/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Rule 312 Communication	Application No.	Applicant(s)	
	09/973,956	MINK ET AL.	
	Examiner Wanda L. Walker	Art Unit 1723	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. The amendment filed on 02 June 2004 under 37 CFR 1.312 has been considered, and has been:

- a) entered.
- b) entered as directed to matters of form not affecting the scope of the invention.
- c) disapproved because the amendment was filed after the payment of the issue fee.
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
- d) disapproved. See explanation below.
- e) entered in part. See explanation below.

The proposed 1.312 amendment filed 06/02/04 contains statement which are not accurate. Specifically, US application 09/280269 does not claim provisional benefit from 60/079952 filed March 30, 1998.



W. L. WALKER
SUPERVISORY PATENT EXAMINER
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Wanda L. Walker
SPE
Art Unit: 1723